

EXHIBIT I.15

1 UNITED STATES DISTRICT COURT
2 FOR THE NORTHERN DISTRICT OF OHIO
3 EASTERN DIVISION

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5 IN RE: NATIONAL)
PRESCRIPTION OPIATE) MDL No. 2804
6 LITIGATION)
_____) Case No. 1:17-MD-2804

7)

THIS DOCUMENT RELATES)

8 TO ALL CASES) Hon. Dan A. Polster

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10

11 Thursday, December 6, 2018

12 HIGHLY CONFIDENTIAL - SUBJECT TO FURTHER
CONFIDENTIALITY REVIEW

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15 Videotaped deposition of Gilberto Quintero,
16 held at the offices of BakerHostetler, 200 Civic
17 Center Drive, Suite 1200, Columbus, Ohio, commencing
18 at 7:04 a.m., on the above date, before Sara S. Clark,
19 Registered Merit Reporter and Notary Public.

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1 reporting suspicious orders?

2 MS. WICHT: Objection to form.

3 Foundation.

4 A. This is not true. I don't know
5 why -- who is this -- Bill de Gutierrez-Mahoney
6 wrote that, because that's not the fact.

7 Q. You started reporting suspicious
8 orders in 2012 when the DEA amended their
9 expectations of Cardinal?

10 A. We reported --

11 MS. WICHT: Object to form.

12 Foundation. Mischaracterizes prior
13 testimony.

14 A. We reported -- if you look at the
15 record and the number of suspicious orders to
16 DEA, we reported thousands of orders in 2012 and
17 thousands of orders in 2013, '14, '15 as
18 suspicious orders.

19 Q. So the years you just chose to
20 list are '12, '13, '14, and '15, correct?

21 A. Yes. Because you're giving me a
22 document that is dated 2013.

23 Q. Did you report thousands of
24 suspicious orders in 2011?

1 A. We reported suspicious orders, as
2 defined by our program and as agreed by DEA, in
3 2009, '10, and '11.

4 Q. So the answer is no?

5 MS. WICHT: Objection to the form.
6 Mischaracterizes.

7 A. The answer is no to what?

8 Q. That Cardinal reported thousands
9 of suspicious orders in 2011.

10 A. We -- the answer is we reported
11 suspicious orders, as defined by our program, as
12 defined with agreement with DEA in 2009, '10,
13 and '11.

14 Q. Mr. Quintero, are you aware of an
15 opioid epidemic in this nation?

16 A. I'm aware that there's an opioid
17 epidemic in this nation.

18 Q. And to your knowledge, what does
19 that mean?

20 A. That means that there are
21 individuals in society that are using opiates
22 for other than legitimate medical use.

23 Q. A few, or thousands?

24 A. I believe thousands.

1 Q. Hundreds of thousands?

2 A. I could not say that. If I had
3 documents in front of me that -- from healthcare
4 professionals that have done the studies, but I
5 do not recollect what the number is.

6 Q. And to your knowledge, what role
7 did Cardinal play in causing that opioid
8 epidemic in the United States?

9 A. We did not --

10 MS. WICHT: Object to the form of
11 the question and on the basis that I
12 believe Special Master Cohen has ruled
13 that's an inappropriate area for
14 questioning in depositions in this case.

15 But I'll allow you to answer,
16 Mr. Quintero.

17 A. I do not believe Cardinal Health
18 played a role in the opioid epidemic. We had a
19 program in place that was designed to prevent --
20 to -- we had the proper controls against
21 diversion of drug products other than for
22 legitimate medical uses, as demonstrated by the
23 actions that we have taken, as demonstrated by
24 the hundreds of pharmacies that we have

1 terminated, not because we know they are
2 diverting. It's because we may have the
3 suspicion that they may engage in practices that
4 they are not consistent with the expectations
5 that we have.

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7 (Cardinal-Quintero Exhibit 5 marked.)

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9 BY MR. KROEGER:

10 Q. I'm going to hand you what is
11 marked as Exhibit 5,
12 CAH_MDL_PRIORPROD_DEA12_000001. We have it
13 listed as P1.4085. And I'd ask you to turn to
14 Page 4 of that, Mr. Quintero. You're welcome to
15 take a look at the document and familiarize
16 yourself with it, but I'm going to ask you about
17 Page 4 to start.

18 A. Is this our document or the
19 government document?

20 Q. It's the government's document.
21 So if you turn to Page 4. If I
22 could get you to -- well, I'll read it for you.
23 The first full paragraph.

24 "The illicit pain clinics, the

1 chain pharmacy customers?

2 MS. WICHT: Object to the form.

3 A. I don't recall that. I don't
4 recall the document production for that
5 particular time, so I cannot say that.

6 Q. Okay. Lastly, do you agree or
7 disagree that there's evidence -- there was
8 evidence that respondent's due diligence
9 practices were inconsistent with both the 2008
10 MOA and Cardinal Health's own policies, the
11 purpose of which was to reduce diversion?

12 MS. WICHT: Object to the form.

13 A. I completely disagree with that as
14 shown by the fact that we have terminated over
15 300 pharmacies at that point in time, and most
16 of those pharmacies continue to have a DEA
17 license today and they're still in business.

18 Q. Cardinal still has a DEA license
19 and is still in business, correct?

20 A. We regained our DEA license for
21 Lakeland.

22 Q. So that doesn't necessarily prove
23 or disprove due diligence at any given time,
24 does it?